

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

**1913**

Including Acts and Resolves of the Special Session held  
in 1912.

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Published by the Secretary of State, agreeably to Resolves of  
June 28, 1820, February 18, 1840, and March 16, 1842.

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth  
Legislature

*1913*

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of towns unless they shall have been approved by a majority of the members of the superintending school committee,' and by striking out the word "and" in the third line thereof and substituting in place thereof the word 'he,' so that said section when amended shall read as follows:

'Section 36. The superintendent of schools in every town shall be, ex-officio, secretary of the superintending school committee. He shall keep a permanent record of all its votes, orders and proceedings, he shall place all orders for materials and supplies purchased by vote of the committee and shall be its agent in keeping all financial records and accounts. He shall issue vouchers showing the correctness of bills contracted on account of school appropriations, but such bills shall not be allowed for payment by the municipal officers of towns unless they shall have been approved by a majority of the members of the superintending school committee. He shall perform such duties not herein enumerated as said committee shall direct.'

Supt. of schools in every town shall keep records of accounts, etc.

—bills shall be approved by majority of superintending school committee.

Approved March 25, 1913.

### Chapter 113.

An Act to Amend Section Forty-four of Chapter Forty-one of the Revised Statutes as Amended by Chapters Twenty, Thirty and Ninety-one of the Public Laws of Nineteen Hundred and Five, as Further Amended by Chapters Twelve, Thirty-five, One Hundred Twenty-three and One Hundred Thirty-six of the Public Laws of Nineteen Hundred and Seven, as Further Amended by Chapter One Hundred Sixty-five of the Public Laws of Nineteen Hundred and Nine and as Affected by Chapter Ninety of the Public Laws of Nineteen Hundred and Eleven, Relating to the Taking of Smelts.

*Be it enacted by the People of the State of Maine, as follows:*

Section forty-four of chapter forty-one of the revised statutes as amended by chapters twenty, thirty and ninety-one of the public laws of nineteen hundred and five, as further amended by chapters twelve, thirty-five, one hundred and twenty-three and one hundred and thirty-six of the public laws of nineteen hundred and seven as further amended by chapter one hundred and sixty-five of the public laws of nineteen hundred and nine and as affected by chapter ninety of the public laws of nineteen hundred and eleven, is hereby further amended by inserting after the words "Hancock County" in the thirty-fifth line thereof the following: 'nor to smelts taken in Tunk stream and Parritt and Whitten stream, so called, in the town of Steuben in Washington County,' so that said section as amended shall read as follows:

Section 44 of chap. 41, R. S., as amended, further amended.

## CHAP. 113

Close time  
for smelts.

—penalty  
for viola-  
tion.

—weirs  
shall be  
open, and  
nets re-  
moved.

—penalty.

—certain  
weirs ex-  
cepted.

—sale of  
smelts re-  
stricted.

—use of  
dip nets.

—Andro-  
scoggin  
river.

—Narra-  
guagus bay.

—Penob-  
scot river.

—Casco  
bay.

—Little  
Kennebec  
bay.

—Narra-  
guagus bay.

—West bay.

—Goulds-  
boro.

—certain  
waters in  
Washing-  
ton county.

'Section 44. No smelts shall be taken or fished for in tidal waters, except by hook and line, between the first days of April and October, under a penalty of not less than ten, nor more than thirty dollars for each offense, and a further penalty of twenty cents for each smelt so taken, and all weirs for the capture of smelts shall be open and so remain, and all nets used in the smelt and tomcod fishery shall be taken from the water on or before said first day of April under a penalty of not less than twenty, nor more than fifty dollars, and a further fine of five dollars for each day that any such weir or net remains in violation of the law. But weirs with catch pounds covered with nets, the meshes of which are one inch square in the clear, or greater, and weirs with catch pounds covered with nets which are erected and used for the catching of herring are not subject to this section. But no smelts caught in such weirs after the first day of April, shall be sold or offered for sale in this state, nor shall smelts caught in any manner between the first day of April and the first day of October following be offered for sale, sold or shipped from the state under a penalty of twenty-five dollars for each offense; provided, however, that dip nets may be used between the first day of April and the first day of May, and all smelts caught by dip nets between said days may be lawfully offered for sale and sold in this state; provided, further, that this section does not apply to smelts taken in the Androscoggin river above the Merrymeeting bay bridge, or in Narraguagus bay or river between the first days of October and November, nor to smelts taken in the Penobscot river and its tributaries between the first and thirtieth days of April; nor to smelts taken in Casco bay between the fifteenth day of September and the first day of October, nor to smelts taken in Franklin bay between the first day of April and the first day of May, nor to smelts taken in Little Kennebec bay, so called, or in Narraguagus bay or river, in the county of Washington, between the first day of April and the twentieth day of May, nor to smelts taken in West bay and West Bay stream, so called, in the town of Gouldsboro, Hancock county, nor to smelts taken in Tunk stream and Parritt and Whitten stream, so called, in the town of Steuben in Washington county, between the first day of April and the first day of May, nor to smelts taken in Passamaquoddy bay, St. Croix river and Cobscook bay and the coves and inlets tributary to these bays between the first day of September and the first day of October.'

Approved March 25, 1913.